

MINUTES	MEETING	TIME
<b>COUNCIL</b>	<b>THURSDAY 7 MAY 2020</b>	<b>8:30 AM</b>

Minutes of a meeting of the Council held on Thursday 7 May 2020, commencing at 8:30am via Zoom.

PRESENT: Mayor Helen Worboys (Chairperson)  
 Cr Steve Bielski  
 Cr Stuart Campbell  
 Cr Shane Casey  
 Cr Michael Ford  
 Cr Heather Gee-Taylor  
 Cr Grant Hadfield  
 Cr Hilary Humphrey  
 Cr Phil Marsh  
 Cr Andrew Quarrie  
 Cr Alison Short

IN ATTENDANCE: Richard Templer (Chief Executive)  
 Shayne Harris (General Manager – Corporate and Regulatory)  
 Hamish Waugh (General Manager - Infrastructure)  
 Brent Limmer (General Manager – Community and Strategy)  
 Frances Smorti (General Manager – People and Culture)  
 Rebecca Bell (Strategy Manager)  
 Catherine Knight (Senior Policy Adviser)  
 Michael Hawker (Project Delivery Manager)  
 Mathew Bayliss (Community Facilities Manager)  
 Rārite Mātaki (Principal Adviser – Māori)  
 Carl Johnstone (Parks and Property Team Leader)  
 Paul Greig (Compliance and Monitoring Team Leader)  
 Chris McRae (Compliance and Monitoring Officer)  
 Karel Boakes (Regulatory Manager)  
 Stacey Eagle (Community and Strategy Support Officer)  
 Allie Dunn (Governance Team Leader)  
 Steph Skinner (Governance Officer)

#### MDC 20/217 MEETING OPENING

Rārite Mātaki opened the meeting with karakia.

#### MDC 20/218 APOLOGIES

There were no apologies.

#### MDC 20/219 REQUESTS FOR LEAVE OF ABSENCE

There were no requests for leave of absence

#### MDC 20/220 CONFIRMATION OF MINUTES

##### **RESOLVED**

**That the minutes of the Council meeting held 23 April 2020 be adopted as a true and correct record.**

**Moved by: Councillor Michael Ford**

**Seconded by: Councillor Phil Marsh**

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**CARRIED**

**MDC 20/221 DECLARATIONS OF INTEREST**

There were no declarations of interest.

**MDC 20/222 PUBLIC FORUM**

There were no requests for public forum.

**MDC 20/223 PRESENTATIONS**

There were no presentations scheduled for this meeting.

**MDC 20/224 NOTIFICATION OF LATE ITEMS**

There were no late items of business notified for consideration.

**MDC 20/225 RECOMMENDATIONS FROM COMMITTEES**

There were no recommendations from committees for consideration.

**MDC 20/226 MINUTES OTHER COMMITTEES – FOR INFORMATION**

There were no minutes from other committees for information.

**MDC 20/227 STRATEGIC FRAMEWORK FOR 10 YEAR PLAN 2021-31 - ADOPTION REPORT**

Report of the General Manager – Community and Strategy dated 25 April 2020 presenting the Council’s draft Strategic Framework for the 10 Year Plan 2021-31 for adoption.

**RESOLVED**

**That the Council adopts the following as its strategic framework for the draft Long Term Plan 2021-31:**

<b>VISION</b>	<b>Manawatū District – proudly provincial. A great place to land.</b>	
<b>PRIORITIES</b>	<b>A place to belong and grow</b>	
	<b>A future planned together</b>	
	<b>An environment to be proud of</b>	
	<b>Infrastructure fit for the future</b>	
	<b>A prosperous, resilient economy</b>	
<b>PROJECTS + SERVICES</b>	<b>PROJECTS</b>	<b>SERVICES</b>
	<b>(To be listed once decided through the 10 Year Plan 2021-31 process)</b>	<b>Business as usual for</b> <ul style="list-style-type: none"> <li>- Makino Aquatic Centre</li> <li>- District Libraries</li> <li>- Property portfolio</li> <li>- Halls and recreational complexes</li> <li>- Parks, reserves and sports grounds</li> <li>- Cemeteries</li> <li>- Public conveniences</li> </ul>

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		<ul style="list-style-type: none"> <li>- Economic Development</li> <li>- Community Development</li> <li>- Emergency Management</li> <li>- Civil Defence</li> <li>- Regulatory services <ul style="list-style-type: none"> <li>o Animal Control</li> <li>o Building control</li> <li>o Compliance and Monitoring</li> <li>o Consent and District Planning</li> </ul> </li> <li>- Governance and Strategy</li> <li>- Roading</li> <li>- Solid Waste</li> <li>- Stormwater</li> <li>- Wastewater</li> <li>- Water Supply</li> <li>- Corporate Services</li> </ul>
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**Moved by:** Her Worship the Mayor

**Seconded by:** Councillor Michael Ford

**CARRIED**

**RESOLVED**

**That a further priority be added the Strategic Framework – Value for Money and Excellence in Local Government**

**Moved by:** Councillor Hilary Humphrey

**Seconded by:** Councillor Shane Casey

**CARRIED**

#### **MDC 20/228 DUKE STREET COURTS - FEILDING HIGH SCHOOL**

Report of the General Manager – Community and Strategy dated 2 April 2020 seeking approval from Council to reallocate the current 2019/20 funding for the Duke Street Courts fencing replacement to the Duke Street Courts resealing that was completed by Feilding High School in February 2019. The report also sought Council consideration of the other funding requests from Feilding High School for inclusion in the 2021 – 2031 Ten Year Plan.

**RESOLVED**

**That the Council approves the reallocation of \$52,000 for the Duke Street Court fencing replacement in the 2019/20 financial year to contribute to the cost of resealing of the courts completed by Feilding High School February 2019.**

**Moved by:** Councillor Michael Ford

**Seconded by:** Councillor Alison Short

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**CARRIED**

**MDC 20/229 HEARING OF SUBMISSIONS ON THE BYLAWS AND POLICY REVIEW 2020**

Report of the General Manager – Community and Strategy dated 24 April 2020 providing the Council with a copy of the written submissions received in relation to the following draft Manawatū District Council Bylaws and Policy, and to enable those submitters who wished to be heard to present their views and verbally interact with the Council:

- Freedom Camping Bylaw 2020
- Public Places Bylaw 2020
- Stock Movement and Grazing Bylaw 2020
- Revocation of Part 5 of the Traffic Safety and Road Use Bylaw 2015
- Stock Underpass Policy 2020

**RESOLVED**

**That the Council receives the report on the Hearing of Written and Oral Submissions on the Bylaws and Policy Review 2020 and hears from the 13 submitters who indicated that they wished to be heard.**

**Moved by: Councillor Michael Ford**

**Seconded by: Councillor Phil Marsh**

**CARRIED**

**SUBMISSION 001 – MILTON PEDLEY**

Milton Pedley spoke in support of his submission regarding Freedom Camping, Stock Underpass, Stock Movement Public Places.

Mr Pedley asked Councillors to consider his original letter noting he had nothing further to discuss or add to his submission.

He was thanked by Her Worship the Mayor for attending the meeting.

**SUBMISSION 003 - BOB OSBORNE, RESPONSIBLE CAMPERS ASSOCIATION**

Bob Osborne of the Responsible Campers Association, spoke in support of their submission regarding the definition of Freedom Camping, suggesting a new definition be added to the bylaw regarding “self-contained camping”.

The Responsible Campers Association felt a tidy-up of the wording was required but acknowledged the Council for their excellent work on the bylaw. Mr Osborne explained their accreditation process for their camping members. He said that their association believed every camper could and should be self-contained and this included tent camping, however tents could not be certified for self-containment, only caravans / campervans. Their association believed that camping should be available for everybody.

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Following questions, he was thanked by Her Worship the Mayor for attending the meeting.

*The meeting adjourned at 9.20am and reconvened at 9.30am*

**SUBMISSION 008 - JASON KENNERLEY, HIMATANGI BEACH COMMUNITY COMMITTEE**

Jason Kennerley, of the Himatangi Beach Community Committee spoke in support of their submission regarding Freedom Camping, noting that they believed freedom camping should be prohibited in parks and reserves as well as the roading reserves at Himatangi Beach.

He advised that local residents fully support the Himatangi camping facility, but did not support freedom camping within their community, using the public facilities or at the beach. He noted the beach location often caused safety issues with freedom campers being caught by high tides camping on the beach.

Following questions, he was thanked by Her Worship the Mayor for attending the meeting.

**SUBMISSION 010 - JAMES IMLACH, NEW ZEALAND MOTOR CARAVAN ASSOCIATION INC**

James Imlach, of the New Zealand Motor Caravan Association Inc, spoke in support of their submission regarding Freedom Camping, identifying areas where the New Zealand Motor Caravan Association Inc felt the bylaws required further investigation including vehicle definitions, prohibited areas, animals and issues specifically relevant to the Manawatū .

He discussed how the bylaw defined what constituted a self-contained vehicle. He said that the Association believed the Council needed to refine its wording and suggested restricting it to those that were certified in accordance with the New Zealand Standard. They believed this s would alleviate issues in the proposed bylaw. He noted that they had submitted a supplementary submission to officers.

Following questions, he was thanked by Her Worship the Mayor for attending the meeting.

*Councillor Steve Bielski left the meeting at 9.44am.*

**MDC 20/230 LGOIMA REQUESTS MARCH AND APRIL 2020**

Report of the General Manager – Corporate and Regulatory dated 28 April 2020 presenting requests for information received by Council under the Local Government Official Information and Meetings Act 1987.

**RESOLVED**

**That the report detailing the requests for information received under the Local Government Official Information and Meetings Act 1987 for the months of March and April 2020 be received.**

**Moved by: Councillor Phil Marsh**

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**Seconded by: Councillor Heather Gee-Taylor**

**CARRIED**

*The meeting adjourned at 9.48am and reconvened at 10.15am.*

*Councillor Steve Bielski returned to the meeting at 10.15am.*

**MDC 20/229 HEARING OF SUBMISSIONS ON THE BYLAWS AND POLICY REVIEW 2020 - CONTINUED**

**SUBMISSION 012 - REUBEN EBREY, HIMATANGI BEACH HOLIDAY PARK**

Reuben Ebrey, of the Himatangi Beach Holiday Park spoke in support of their submission regarding Freedom Camping noting their support for the bylaw changes which would exclude freedom camping outside holidays parks and open spaces such as community carparks and roadways in Himatangi.

He spoke about his support for restricting freedom camping from within the village and beach area, which would alleviate the issues arising from freedom campers camping immediately outside the holiday camp and using the holiday camp's facilities without permission. He believed the bylaw provided clear prohibited freedom camping areas so campers would not be leaving their by-products for local residents to clean up. He then spoke about his concerns on how the proposed bylaw was written regarding "self contained".

Following questions, he was thanked by Her Worship the Mayor for attending the meeting.

**SUBMISSION 017 - BRIDGET THOMPSON**

Bridget Thompson spoke in support of her submission regarding Stock Movement, outlining her concerns around the tethering of goats, their welfare and the capacity of Council to enforce animal welfare compliance.

She commented that with regards to section 26: Tethered Stock, goat welfare was her main concern and she believed that tethering goats did not allow for the correct care of the animals. She noted that the practice had been contentious in past years and spoke about the legal minimum MPI requirements and SPCA views. She requested that tethering be banned in Council's bylaw. She noted future possibility that road reserves could be important for biodiversity and used for native plantings.

Following questions, she was thanked by Her Worship the Mayor for attending the meeting.

**SUBMISSION 019 - KAELA ANDREW**

The submitter did not attend the meeting.

**SUBMISSION 026 - GARY SCHOLFIELD, POWERCO**

Gary Scholfield, of Powerco, spoke in support of their submission regarding Unmanned Aerial Vehicle (UAV) Flying Zones being prohibited in Public Places and sought

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modifications to the Bylaw to ensure it would be able to operate UAVs in association with inspections of its network.

He spoke about the above ground networks Powerco had within the region which came from the Bunnythorpe substation then distributed power throughout the District with the majority via overhead lines and within the road corridor. He said that UAVs would assist in asset condition monitoring, fault identification and speed up investigations on their network. UAVs also had the potential to keep ground staff safer and members of the public away from their sites. Powerco were seeking an exemption for the use of UAVs for potential reconnaissance / maintenance work within the Manawatū region and were happy to follow any application process that may need to be put in place to allow for that.

Following questions, he was thanked by Her Worship the Mayor for attending the meeting.

**SUBMISSION 020 - FRANK GOLDENHAM, TE ARAROA MANAWATŪ TRUST.**

Frank Goldenham, of Te Araroa Manawatū Trust, spoke in support of their submission regarding Freedom Camping and their wish to see Te Araroa Hiker overnight stays at Mt Lees Reserve continue and seeking future Mt Lees arrangements to include the provision for tent camping.

He advised that Te Araroa walkers had always been encouraged to stay at Mt Lees and there had never been a problem with the walkers staying. He said the walkers liked the rural setting, with no vehicles, they only stayed a short time and they also enjoyed the bush walk at Mt Lees. He noted there had been a lot of positive feedback from the walkers. He said that Mt Lees was 42 km from the last campsite on the trail so Mt Lees was an ideal spot for them to stay.

Following questions, he was thanked by Her Worship the Mayor for attending the meeting.

**MDC 20/231 CONSIDERATION OF LATE ITEMS**

There were no late items notified for consideration.

**MDC 20/232 PUBLIC EXCLUDED BUSINESS**

**RESOLVED**

**That the public be excluded from the following parts of the proceedings of this meeting, namely:**

- a) Confirmation of minutes**

**That the general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:**

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General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Grounds under Section 48(1) for the passing of this resolution
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a) Confirmation of Minutes re Minutes Other Committees for Information; and Appointment of Independent Member – Audit and Risk Committee	Section 7(2)(a) – to protect the privacy of natural persons, including that of deceased natural persons.	Section 48(1)(a) - the public conduct of the relevant part of the proceedings would be likely to result in a disclosure of information for which good reason for withholding that information would exist, under Section 7 of the Local Government Official Information and Meetings Act 1987.
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This resolution is made in reliance on Section 48(1) of the Local Government Official Information and Meetings Act 1987 and the particular interests protected by Section 6 or Section 7 of the Act which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public as specified above.

**Moved by:** Her Worship the Mayor

**Seconded by:** Councillor Phil Marsh

**CARRIED**

*The meeting went into public excluded session at 11:10am. For items MDC 20/233 to MDC 20/236 refer to public excluded proceedings. The meeting returned to open session at 11:12am.*

#### MDC 20/237 RESOLUTIONS CONFIRMED IN OPEN SESSION

The following public excluded resolution was confirmed in open session:

MDC 20/214 APPOINTMENT OF INDEPENDENT MEMBER – AUDIT AND RISK COMMITTEE

**RESOLVED**

**That the Council appoints John Fowke as the Independent Member of the Manawātū District Council’s Audit and Risk Committee.**

**That the Council notes that the Audit and Risk Committee appointed the Independent Member to be its Deputy Chairperson at its meeting held 13 February 2020.**

#### MDC 20/238 MEETING CLOSURE

The meeting was adjourned at 11:14am to reconvene Friday 8 May 2020, at 10:00am.

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<b>COUNCIL</b>	<b>FRIDAY 8 MAY 2020</b>	<b>10:00 AM</b>

Minutes of a meeting of the Council held on Friday 8 May 2020, commencing at 10:00am via Zoom.

PRESENT:	Mayor Helen Worboys	(Chairperson)
	Cr Steve Bielski	
	Cr Shane Casey	
	Cr Michael Ford	
	Cr Heather Gee-Taylor	
	Cr Grant Hadfield	
	Cr Phil Marsh	
	Cr Andrew Quarrie	
	Cr Alison Short	
APOLOGIES:	Cr Hilary Humphrey	
	Cr Stuart Campbell	
IN ATTENDANCE:	Richard Templer	(Chief Executive)
	Shayne Harris	(General Manager – Corporate and Regulatory)
	Hamish Waugh	(General Manager - Infrastructure)
	Brent Limmer	(General Manager – Community and Strategy)
	Catherine Knight	(Senior Policy Adviser)
	Rebecca Bell	(Strategy Manager)
	Mathew Bayliss	(Community Facilities Manager)
	Allie Dunn	(Governance Team Leader)
	Steph Skinner	(Governance Officer)

#### MDC 20/239 MEETING OPENING

Her Worship the Mayor declared the reconvened meeting open.

#### MDC 20/240 APOLOGIES

##### **RESOLVED**

**That the apologies from Councillors Hilary Humphrey and Stuart Campbell be approved.**

**Moved by: Councillor Michael Ford**

**Seconded by: Councillor Alison Short**

##### **CARRIED**

#### MDC 20/229 HEARING OF SUBMISSIONS ON THE BYLAWS AND POLICY REVIEW 2020 (RECONVENED FROM 7 MAY 2020)

Report of the General Manager – Community and Strategy dated 24 April 2020 providing the Council with a copy of the written submissions received in relation to the following draft Manawatū District Council Bylaws and Policy, and to enable those submitters who wished to be heard to present their views and verbally interact with the Council:

- Freedom Camping Bylaw 2020
- Public Places Bylaw 2020
- Stock Movement and Grazing Bylaw 2020

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- Revocation of Part 5 of the Traffic Safety and Road Use Bylaw 2015
- Stock Underpass Policy 2020

#### **SUBMISSION 015 – ANNA CRUMP**

Anna Crump spoke in support of her submission regarding Stock Movement and her concerns regarding the welfare of Goats whilst tethered.

She thanked Council for the opportunity to speak. She talked about petition to ban Goat tethering in New Zealand that had been signed by over 7,000 people. She noted that goats were defenceless animals, were natural browsers and could not survive on grass alone which could cause malnutrition. She believed that goats should be able to show their normal herd behaviour and not be tethered and left lonely and hungry by themselves.

Following questions, she was thanked by Her Worship the Mayor for attending the meeting.

#### **SUBMISSION 027 – GARY STONELEY, ALL POINTS CAMPING NZ**

Gary Stoneley spoke in support of the submission from All Points Camping NZ regarding Freedom Camping, discussing several clauses he felt needed to be addressed and highlighting several areas - Sanson Domain, Herlihy Reserve, Kowhai Park, Himatangi Beach, Mt Lees, for review of policies.

He asked why in the Manawatū there was an extensive Freedom Camping Bylaw, as he felt this over regulating. He commented that it was a well-constructed bylaw but he believed it to be over the top. He asked whether the Council had statistics on where the Freedom Camping problems were within the region, that would warrant such a restrictive bylaw.

He sought answers as to why specific areas had been identified and parameters set in the Bylaw, for example in Sanson. He spoke about a section in the proposed bylaw to exclude road reserve camping for which he felt there were no valid reasons. He said he would like to encourage and welcome people to freedom camp in the region, noting that 90% of the travelling public currently bypass the Manawatū. In summary he did not believe there was a significant issue with Freedom Camping in the Manawatū district and that a bylaw should be easy to understand and follow.

Following questions, he was thanked by Her Worship the Mayor for attending the meeting.

#### **SUBMISSION 013 – JOHN GERKE, STOCK MOVEMENT**

John Gerke spoke in support of his submission regarding Stock Movement. He advised that he supported the Stock Movement bylaw as a whole, but was unhappy regarding the distance of 600m sight to front of stock, with windy roads in the country. He voiced concerns regarding stock movement and crossing roads, noting that the proposed requirement for 600m ahead and behind stock was too far. He would like to see this requirement in the proposed bylaw reduced to 100m clear visibility either way with a further 50m from end of stock. When moving stock, he would like to see signage on the pilot vehicle and flashing light to be used. He would also like to see amendments to temporary fencing materials able to be used in washout situations.

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With regard to stock grazing the roadside, where people intended to have stock graze the roadside outside property owned by others, he sought a requirement to be included in the proposed bylaw for written permission by the landowner granting approval to graze the roadside outside their property. He advised his agreement with the requirement to remove stock grazing road sides during the hours of darkness.

Following questions, he was thanked by Her Worship the Mayor for attending the meeting.

#### **LATE SUBMISSION – CORALEE MATENA – FEDERATED FARMERS**

Coralee Matena of Federated Farmers thanked the Council for allowing her to speak. She asked that the bylaw review be deferred, noting the impact of Covid-19 restrictions on her ability to consult with Federated Farmers members regarding the proposed bylaws and policy review.

She noted the difficulty to contact members with field day closures and the lockdown, and asked that the Council defer the consultation to a later date, retain the current bylaw and defer the bylaw decisions until 2021.

It was agreed that she would email a copy of her submission.

#### **SUBMISSION 005 – LINDA STEWART AND JANET REYNOLDS, CEDA, FREEDOM CAMPING**

Linda Stewart and Janet Reynolds spoke in support of the submission from the Central Economic Development Agency regarding Freedom Camping and the promotion of Motorhome camping as a positive benefit to the region and open the Manawatū to a new realm of visitors, to change the negative perception that was often associated with the words Freedom Camping.

They noted that CEDA were in overall support of the proposed bylaw and wanted Council to consider how the proposed bylaw could stimulate and attract campers to the District, especially in the current environment.

They felt that as the country moved through alert levels under Covid-19 there may be more freedom campers travelling around the District.

Following questions, they were thanked by Her Worship the Mayor for attending the meeting.

#### **SUBMISSION 024 – TONY ROBSON, GOAT WELFARE NZ**

Tony Robson spoke in support of the submission from Goat Welfare NZ regarding the tethering of stock. He believed the chaining of goats on roadsides was an outdated practice and fraught with animal welfare issues, and that the proposed bylaw would have enforcement issues.

He noted that he ran a Goat sanctuary in the Hawkes Bay and campaigned against goat tethering. He spoke about how goats were natural browsers and under normal circumstances would have a variety of vegetation to graze. He said they did not usually live totally on grass. He spoke about the welfare concerns noting he saw the effects of tethering on goats with the injured animals brought into the sanctuary. He noted that tethered goats were often prone to neglect by their owners. He said that understanding

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of their herd behaviour was often overlooked by owners and that loneliness and boredom for the goats as social animals was a valid concern.

Following questions, he was thanked by Her Worship the Mayor for attending the meeting.

#### MDC 20/241 MEETING CLOSURE

The meeting closed at 11.10 am